

## UNITED STATES PARTMENT OF COMMERCE **Patent and Trademark Office**

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APPLICATION NO. U8/526,	FILING DATE 714 09/11/9	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO TO
12400 W SEVENTH	SOKOLOFF TAY ILSHIRE BOULE FLOOR ELES CA 90025	VARD	EXAMINER ENG, D  ART UNIT PAPER NUMBER  11/23/98
			DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

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## UNITED STATES DEPARTMENT OF COMMERCE

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secattachvent.

DAVID Y. ENG PRIMARY EXAMINER Application No. 08/526,714

Applicant(s)

Aditya et al.

## Office Action Summary

Examiner

David Y. Eng

Group Art Unit 2784

⊠ Responsive to communication(s) filed on <u>Sep 4, 1998</u>					
☑ This action is <b>FINAL</b> .					
Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11; 453 O.G. 213.					
A shortened statutory period for response to this action is set to is longer, from the mailing date of this communication. Failure tapplication to become abandoned. (35 U.S.C. § 133). Extensic 37 CFR 1.136(a).	to respond within the period for response will cause the				
Disposition of Claims					
X Claim(s) 22, 26, 28-33, and 39	is/are pending in the application.				
Of the above, claim(s)	is/are withdrawn from consideration.				
☐ Claim(s)	is/are allowed.				
	is/are rejected.				
Claim(s)					
☐ Claims					
Application Papers					
$\square$ See the attached Notice of Draftsperson's Patent Drawing	g Review, PTO-948.				
☐ The drawing(s) filed on is/are object	ed to by the Examiner.				
☐ The proposed drawing correction, filed on	is 🗀 approved 🗀 disapproved.				
$\hfill\Box$ The specification is objected to by the Examiner.	· ·				
$\hfill\Box$ The oath or declaration is objected to by the Examiner.					
Priority under 35 U.S.C. § 119	,				
$\square$ Acknowledgement is made of a claim for foreign priority $\mathfrak t$	under 35 U.S.C. § 119(a)-(d).				
☐ All ☐ Some* ☐ None of the CERTIFIED copies of	the priority documents have been				
received.					
received in Application No. (Series Code/Serial Num	iber)				
$\square$ received in this national stage application from the I					
*Certified copies not received:					
☐ Acknowledgement is made of a claim for domestic priority	y under 35 U.S.C. § 119(e).				
Attachment(s)					
☐ Notice of References Cited, PTO-892					
☐ Information Disclosure Statement(s), PTO-1449, Paper No	o(s)				
☐ Interview Summary, PTO-413	_				
☐ Notice of Draftsperson's Patent Drawing Review, PTO-946	В				
☐ Notice of Informal Patent Application, PTO-152					
SEE OFFICE ACTION ON TI	HE FOLLOWING PAGES				

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Application/Control Number: 08526,714

Art Unit: 2315

The active claims are 22, 26, 28-33 and 36-39.

Applicants are correct in that claim 26 is rejected under 35 USC 103 over Hausman. The error is regreted.

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claims 22, 26 and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hausman.

Claims 29-33 and 36-39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hausman inview of Copeland.

Details of the rejection have already been set forth in the last Office action. The details are incorporated herein by reference thereto.

With respect to applicants' remarks in the last paragraph on page 2 of the communication filed on September 4, 1998, the examiner has already responsed to this issue. See the last paragraph of page 2 of the Office action mailed May 1, 1998.

With respect to the remarks in the first full paragraph of page 3 of the communication, the claims do not recite what the host does in response to the indication recited in the second last paragraph of claim 22.

With respect to the remarks in the second last paragraph of page 3 of the communication, the examiner did not rely on the TX signal in the rejection.

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In the last paragraph of page 3, applicants stated that the examiner employs impermissible hindsight. However, applicants have not provided any arguments to support the statement.

With respect to the first full paragraph on page 4 of the communication, the examiner has carefully read column3, lines 15-18 and 25-32 in Hausman. The examiner does not find the excerpt states that the RX signal is not generated until transmission at the physical link layer has at least begun. On the contrary, Hausman teaches that the interrupt signal indicating that a complete packet has been received is generated as soon as the packet has been received and not transmitted as argued by applicants (see lines 21-23 in column 3).

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

> DAVID Y. ENG PRIMARY EXAMINER

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